IN THE SUPERIOR COURT OF WASHINGTON
IN AND FOR KING COUNTY

In re the Marriage of: JILL IRINA BORODIN, Petitioner, and ADAM REED GROSSMAN, Respondent.	))))))))))))	NO. 09-3-02955-9 SEA **DECLARATION OF TRUSTEE'S ATTORNEY DENICE E. MOEWES**

Denice E. Moewes, under oath, certifies and declares as follows:

1. I am the attorney for the Chapter 7 Bankruptcy Trustee for Adam Grossman who is Ron Brown. I have been a bankruptcy attorney for 21 years and the majority of my business is representing bankruptcy Trustee's

2. Montcrest is not property of the estate, it was awarded to the wife and there is no stay in effect. Mr. Grossman's statement is contrary to my declaration wherein I stated that we told him to sign the deed. If Mr. Grossman really wants to sign the deed but believes he is prohibited from doing so without consent of the Bankruptcy Court, he could simply file a motion for authority to sign the deed at any time.

COPY emailed TO CLIENT 9-2

3. Mr. Grossman's statement that he was allowed to sell the assets in chapter 11 is just flat out wrong. In a chapter 11 assets of the debtor may only be sold pursuant to a confirmed plan of reorganization. As one will note from the docket, Mr. Grossman has never filed a plan of reorganization, and hence he could not have sold pursuant to a confirmed plan. A debtor might be able to sell one asset without a confirmed plan by filing a motion to approve the sale of a particular assets, pursuant to section 363 of the Bankruptcy Code. But an attempt to sell more than one asset, and in this example, all or the majority of the assets could not be done through a simple motion as it would be considered an attempt to thwart the plan requirements and is generally prohibited as a "sub rosa plan" which are not allowed as they are viewed as attempts to bypass the Bankruptcy Code's important disclosure and voting requirements that exist for a plan of reorganization.

I declare under penalty of perjury of the laws of the State of Washington that the foregoing is true and correct to the best of my knowledge.

Place of Signing: Seattle, WA
Date: September 1, 2011

Denice Moewes
DENICE E. MOEWES, WSBA #19464
Attorney for Bankruptcy Trustee